

MEETINGS TO DATE 3  
 NO. OF REGULARS 3  
 NO. OF SPECIALS 0

LANCASTER, NEW YORK  
 JANUARY 29, 1973

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York, on the 29th day of January, 1973 at 8:00 P.M. and there were

PRESENT: LEO N. WEIMER, SUPERVISOR  
 JOSEPH R. BARNHARDT, COUNCILMAN  
 EDWARD A. BERENT, COUNCILMAN  
 PETER J. BOLENDER, COUNCILMAN

ABSENT: DAVID A. SUTHER, COUNCILMAN

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK  
 DOMINIC J. TERRANOVA, TOWN ATTORNEY  
 TIMOTHY J. DWAN, DEPUTY TOWN ATTORNEY  
 JAMES NORGREN, TOWN ENGINEER  
 WILLIAM F. DOUGHERTY, JR., BUILDING INSPECTOR  
 JOHN M. COSTELLO, ASSESSOR III

OFFICIAL REPORTS:

The Town Clerk reported that the following Boards, Commissions, Bureaus, and Committees of the Town of Lancaster have filed with him minutes or memorandums of their meetings as follows:

<u>DEPARTMENT</u>	<u>MONTH OR MONTHS OF</u>
Planning Board	Meeting #1 - January 3, 1973

COMMITTEE REPORTS:

Councilman Berent, for the Recreation Committee, reported that the Recreation Commission is moving ahead with the plans for development of a recreation area in the location of Walden Avenue and Ransom Roads by the development of two (2) baseball diamonds and a small Recreation Area before May 1, 1973.

Councilman Berent, for the Police Committee, presented a report from the Chief of Police relative to the inspection of the railroad crossings at the various intersections within the Town of Lancaster.

Councilman Berent requested the Town Clerk to forward a copy of this report to all Town Board Members.

Councilman Berent reported that he recently met with the ambulance drivers of the Town of Lancaster and discussed the feasibility of setting up a Town of Lancaster Ambulance Driver Advisory Committee. He indicated that further discussion will be held on this subject and future reports will be made to the Town Board.

Supervisor Weimer reported that Councilman Barnhardt, Councilman Berent, and he attended a recent ground breaking ceremony for the Lancaster Lanes, a new Bowling Alley which is being erected on Transit Road south of William Street.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

RESOLVED, that the Minutes of the Regular Meeting of the Town Board  
held on January 15, 1973, as presented by the Town Clerk, be and hereby are  
approved.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN SISTI	VOTED	WAS ABSENT
SUPERVISOR WEIMER	VOTED	YES

~~study~~  
The resolution was thereupon unanimously adopted.

January 29, 1973

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

WHEREAS, it is the recommendation of the Finance Committee of the Town Board of the Town of Lancaster to invest a portion of the funds of the Town of Lancaster with the Manufacturers and Traders Trust Company, Lancaster Office, and the Marine Midland Bank-Western, Depew Office, and

WHEREAS, it has been determined by said Finance Committee that there are moneys available for temporary deposit or investment not needed for immediate expenditure, and

WHEREAS, the Town Auditors have submitted a schedule of recommended investments for the year 1973,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized, without further authority of the Town Board, to deposit or invest for varying periods of time and in substantial accordance with the recommendation of the Town Auditors, so much of the funds of the Town of Lancaster in all of its accounts for specific periods of time and at such rates of interest which, in his discretion, may seem just and proper, and

BE IT FURTHER

RESOLVED, that the first such investment or deposit of funds shall be made on or about February 15, 1973.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN SISTI	VOTED	WAS ABSENT
SUPERVISOR WEIMER	VOTED	YES

~~and~~

The resolution was thereupon unanimously adopted.

January 29, 1973

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER ,WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, on December 18, 1972, the Town Board of the Town of Lancaster duly adopted a resolution calling for the advertisement for bids for the purchase of one (1) new 1973 dump truck complete with dump body, hydraulic hoist and snowplow equipment for the use of the Town Highway Department, said bids to provide a trade-in allowance for certain equipment, and

WHEREAS, one of the items specified to be traded was incorrectly included in the specifications, and

WHEREAS, bids for said dump truck were duly opened on January 15, 1973; all of said bids being based on the trade-in of said item incorrectly included in the specifications,

NOW, THEREFORE, BE IT

RESOLVED, that the aforesaid resolution of the Town Board of the Town of Lancaster of December 18, 1972, calling for the advertisement for bids for the purchase of one (1) new 1973 dump truck complete with dump body, hydraulic hoist and snowplow equipment for the use of the Town Highway Department, be and hereby is rescinded, and

BE IT FURTHER

RESOLVED, that the Town Clerk give notice of this action of the Town Board and return all bid deposits to said bidders.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN SISTI	VOTED	WAS ABSENT
SUPERVISOR WEIMER	VOTED	YES

~~only~~  
The resolution was thereupon unanimously adopted.

January 29, 1973

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN BOLENDER, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered  
paid from their respective accounts:

<u>ACCOUNTS</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Funds	No. 5211 to 5251 Incl.	\$ 60,076.08
Special District Funds	No. 1189 to 1192 Incl.	3,169.68
Part Town Funds	No. 1436 to 1437 Incl.	464.28
Highway Funds	No. 2953 to 2961 Incl.	18,873.60
Trust & Agency Funds	No. 452 to 453 Incl.	11,434.81

The question of the adoption of the foregoing resolution was duly put  
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES  
COUNCILMAN BERENT VOTED YES  
COUNCILMAN BOLENDER VOTED YES  
COUNCILMAN SISTI VOTED WAS ABSENT  
SUPERVISOR WEIMER VOTED YES

~~only~~  
The resolution was thereupon unanimously adopted.

January 29, 1973

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN BOLENDER, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

RESOLVED, that the following Building Permit Applications be and are  
hereby approved and the issuance of Building Permits be and are hereby  
authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
3	Gene Damiani	4917 Transit Road	ER. FIBERGLASS SIGN
4	Gene Damiani	4917 Transit Road	ER. CON. BLK. 36 LANE BOWLING ALLEY
5	Humble Oil & Ref. Co. Exxon Company U.S.A.	5127 Transit Road	ER. DEM. BR. VEN. STL. 3 PUMP GAS STATION & CAR WASH
6	Coral Pools	6711 Transit Road	ER. EX. FR. STORE BLDG.
7	Exxon Company U.S.A.	5127 Transit Road	ER. BR. FIBERGLASS STL. CAR WASH
8	Exxon Company U.S.A.	5127 Transit Road	ER. FIBERGLASS STL. SIGN

The question of the adoption of the foregoing resolution was duly put  
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES  
COUNCILMAN BERENT VOTED YES  
COUNCILMAN BOLENDER VOTED YES  
COUNCILMAN SISTI VOTED WAS ABSENT  
SUPERVISOR WEIMER VOTED YES

~~and~~  
The resolution was thereupon unanimously adopted.

January 29, 1973

THE FOLLOWING RESOLUTION WAS OFFERED BY  
 COUNCILMAN BOLENDER, WHO MOVED ITS  
 ADOPTION, SECONDED BY COUNCILMAN BARNHARDT  
 TO WIT:

BE IT RESOLVED, that the following transfers within the General Fund and Special Districts Fund of the Town of Lancaster be effected:

	To	Amount	From	Amount
	Account		Account	
<u>General Fund</u>				
<u>Joint Youth Project</u>				
Jr. Citizen Lease & Oper.	A.00.7320.46	\$6,375.00		
Contingent Account			A.00.1990.40	\$6,375.00
<u>Employee Benefits</u>				
Disability Insurance	A.00.9055.80	729.21		
Contingent Account			A.00.1990.40	729.21
<u>Special Districts</u>				
<u>Master Water Improvement Area</u>				
Expenses re. Payment of Debt	SW.90.8340.46	325.00		
Interest on Notes			SW.90.9710.70	325.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED	<u>YES</u>
COUNCILMAN BERENT VOTED	<u>YES</u>
COUNCILMAN BOLENDER VOTED	<u>YES</u>
COUNCILMAN SISTI VOTED	<u>WAS ABSENT</u>
SUPERVISOR WEIMER VOTED	<u>YES</u>

The resolution was declared unanimously adopted.

DATED: January 29, 1973



Councilman Berent requested a suspension of the necessary rule for immediate consideration of the following resolution - SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN BERENT, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT, TO WIT:

RESOLVED, that the Town Engineers be and are hereby authorized to prepare specifications for remedial work, replacement of filters and pumps, at the Lancaster Town Pool.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN SISTI VOTED WAS ABSENT

COUNCILMAN WEIMER VOTED YES

duly

The resolution was thereupon unanimously adopted.

January 29, 1973

1) Site Plan Approval - Gunnvile Realty Corp.

Councilman Barnhardt reported that this item has been before the Planning Board for six (6) months awaiting revised plans from Gunnvile Realty Corp.

Councilman Barnhardt recommended that this item be removed from the future agendas of the Town Board.

The Town Clerk was directed to remove this item from the future agendas of the Town Board.

2) Traffic Light - Wehrle Drive and Harris Hill Road

On January 11, 1973 the Deputy Commissioner of Highways of the County of Erie issued a permit authorizing the installation of a traffic signal at this location.

3) Traffic Study - Walden Avenue

The State Traffic Commission by letter dated July 24, 1972 indicated that this study would be added to their case load as soon as reconstruction along Walden Avenue is completed.

On December 18, 1972 the Chief of Police reported that the State Traffic Commission was gathering data and is in the process of reviewing the data relative to this traffic study.

4) Traffic Light - Pleasant View Drive and Harris Hill Road

On December 29, 1972 the Deputy Commissioner of Highways of the County of Erie issued a permit authorizing the installation of a traffic signal at this location.

At the Town Board meeting of January 29, 1973 Councilman Berent reported that Reynders Electric Company and the County of Erie are preparing specifications for the installation of this signal.

5) Rezone Petition - Ralph Figlow - Aurora Street

This matter, after Public Hearing, has been referred back to the Planning Board for review and report to the Town Board.

6) Cayuga Creek Flood Program

The Army Corps of Engineers indicated that their workload is such that they will not be able to commence studies on this project until January, 1973.

7) Acquisition of Nike Battery - Pavement Road

A purchase offer and deposit have been made and tendered to the United States Government for the purchase of this property and the Town Board is awaiting acceptance of its offer.

8) Acquisition of Nike Battery - Walden Avenue and Peppermint and Ransom Roads

Newspaper reports have indicated that this property has been awarded to the Town of Lancaster, however, the Supervisor and Town Attorney reported no official correspondence to this affect.

9) Tax Abatement - Police Services - County Sheriff's Department

On December 13, 1972 Legislator Wnek indicated to the Town Board that this matter is before the Police and Safety Committee which he is Chairman of, and he will keep the Town Board advised on the progress of this matter.

10) Rezone Petition - Thomas H. Kerl - Cemetery Road

This matter is before the Planning Board under study prior to recommendation to the Town Board.

The Town Clerk was directed to add the following item to the future agendas of the Town Board: " Remedial Work - Town Pool".

PERSONS DESIRING TO ADDRESS TOWN BOARD:

Mr. Earnest Miller, 616 Harris Hill Road, Lancaster, New York, and Mr. Theodore Brunea, 599 Harris Hill Road, Lancaster, New York, spoke to the Town Board relative to a surface water drainage problem at Mr. Miller's home.

The Town Engineer and the Town Attorney were directed to work with Mr. Miller relative to the solution of this problem and the acquisition of necessary easements.

Mrs. Irene Rutecki, for the Lancaster Historical Society, spoke to the Town Board relative to dedication of the Bowen Road Storage Building as a Town Historical Site.

Mrs. Rutecki explained to the Town Board that it was necessary that this building be formally dedicated as a historical site so that financial assistance for its restoration can be obtained from various state and federal agencies.

The Supervisor assured Mrs. Rutecki that it has always been the intention of the Town Board to maintain this building as a historical site and that they will work in cooperation with the Lancaster Historical Society for the preservation of this building.

COMMUNICATIONS:

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|---|--|
| 50. Town Clerk to Town Board -<br>Notification - Directives complied with<br>from meeting of January 15, 1973.  | R & F  |
| 51. Erie County Department of Public Works to<br>Town Clerk -<br>Approval of permit to erect and maintain<br>a pre-timed traffic control signal at the<br>intersection of Wehrle Drive and Harris<br>Hill Road.   | R & F  |
| 52. Margaret and Patty Schaefer to Town Board -<br>Request for provision of meeting place<br>and/or recreational facilities for girls<br>of township.   | Recreation Commission<br>Parks & Recreation<br>Committee |
| 53. Erie County Department of Public Works to<br>Each Town Superintendent of Highways -<br>Transmittal - Copies of Agreement for<br>the Expenditure of Highway Moneys and<br>Supplemental Computation Sheet.  | R & F  |
| 54. Roanoke Iron and Bridge Works, Inc. to Town<br>Clerk -<br>Notification - Interest in helping to<br>plan jail facilities on new Police and<br>Court facility.  | Police Department<br>Police Committee                    |
| 55. Purchasing Management Association of<br>Buffalo to Village of Lancaster -<br>Thank you to rescue squad for prompt and<br>efficient efforts at call at the<br>Hearthstone Manor - December 13, 1972.   | Police Department<br>Ambulance Corps.                    |
| 56. Krehbiel Engineers to Recreation Director -<br>Re: Remedial Work on Pool at Vandenburg<br>Park.   | Krehbiel Engineers                                       |
| 57. Mobil Pipe Line Company to Town Clerk -<br>Re: Transmittal - Responsible officials of<br>Mobil Pipe Line Company to be contacted in<br>event of an emergency in State of New York.  | Highway Supt.<br>Police Department<br>4 Fire Chiefs      |
| 58. Donald A. Campbell to Town Clerk -<br>Acknowledgement - Receipt of resolution<br>re: Veterans Bonus for Veterans of the<br>Korean Conflict and of service in war<br>zone in Viet Nam since 1961 in an amount<br>no less than \$250.00, adopted 12/4/72.   | R & F  |
| 59. Executive Director of Junior Citizens' Club<br>to Town Clerk -<br>Transmittal - Copies of proposed operating<br>budget for 1973-74 fiscal year of Junior<br>Citizens' Club.   | Recreation Commission<br>Councilman Berent<br>R & F      |
| 60. James L. Buckley to Town Clerk -<br>Acknowledgement - Receipt of letter<br>concerning expiration of Emergency<br>Employment Act of 1971.  | R & F  |
| 61. Town Clerk of Tonawanda to Town Board -<br>Transmittal - Copy of resolution adopted<br>by Town Board of Tonawanda on January 15,<br>1973 relative to proposed legislation to<br>allow tax relief by the County to those<br>local governments with the County who<br>provide their own police patrol services. | R & F  |

COMMUNICATIONS:

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DISPOSITION

- |  |   |
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| 62. Legislator Wolf to Town Clerk -<br>Acknowledgement - Receipt of resolution<br>regarding reduction of 10% in part-time<br>personnel in Depew-Lancaster Library.   | Library Board<br>R & F  |
| 63. Legislator Wolf to Town Clerk -<br>Acknowledgement - Receipt of resolution<br>on Land Utilization Plan for Como Lake<br>Park.  | Recreation Commission<br>Recreation Committee                 |
| 64. County Office of Civil Defense to Town Board -<br>Re: Creation of Fallout Shelters through<br>slanting and cost reduction techniques.  | Building Inspector<br>Civil Defense Director<br>Library Board |
| 65. Board of Trustees of Buffalo and Erie County<br>Public Library to Town Board -<br>Notification - Regret decision of cut in<br>Library positions - Part-time help and<br>hope correction can be made in next years<br>budget.   | Library Board<br>R & F  |
| 66. County Deputy Commissioner of Highways to<br>Town Engineer -<br>Re: Harris Hill Road - Drainage Problem.   | Krehbiel Engineers<br>Town Attorney                           |
| 67. Town Clerk to Town Board -<br>Re: Issuance of Summonses to Delinquent<br>Dog Owners.   | R & F   |
| 68. Village Board of Blasdell to Supervisor -<br>Transmittal - Resolution requesting State<br>of New York to reimburse the Village for<br>loss of tax revenue suffered through<br>insolvency and reorganization proceedings<br>of Penn Central and Erie Lackawanna<br>railroads. | R & F   |
| 69. Professional Negotiators, Inc. to Supervisor -<br>Transmittal - Resume of services and<br>references of services available.  | R & F   |
| 70. Town Historian to Town Board -<br>Request consideration in designating town<br>property at Bowen and William to be a<br>Lancaster Red Schoolhouse museum site.   | Building Committee  |
| 71. Ed Weremblewski to Town Board -<br>Request by Recreation Commission for a<br>transfer of funds for proposed scheduled<br>development of Ransom and Peppermint Roads<br>and Walden Avenue Recreation Site.  | Town Attorney   |
| 72. Assemblyman Tills to Town Clerk -<br>Local Government Seminar to be held in<br>Albany on March 11, 12, and 13, 1973.   | R & F   |
| 73. State Dept. of Transportation to Supervisor -<br>Notification - Shared costs for highway<br>projects to be improved under the Town<br>Highway Improvement Program for 1973.  | Highway Committee   |
| 74. Empire Soils Investigations, Inc. to Town<br>Board -<br>Re: Library Building - Broadway West of<br>School Street.  | Library Board<br>Library Committee                            |
| 75. Director, N.Y.S. Employees Retirement System<br>to Town Clerk -<br>Acknowledgement - Receipt of resolutions<br>for benefits of Section 75-e and Section<br>75-g providing for benefits of Career<br>Retirement Plan effective March 24, 1973.                                | R & F   |

ADJOURNMENT:

ON MOTION OF COUNCILMAN BARNHARDT, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 8:50 P.M.

Signed

  
Robert P. Thill, Town Clerk

MEETINGS TO DATE 4  
NO. OF REGULARS 4  
NO. OF SPECIALS 0

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LANCASTER, NEW YORK  
FEBRUARY 20, 1973

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York, on the 20th day of February, 1973 at 8:00 P.M. and there were

PRESENT: LEO N. WEIMER, SUPERVISOR  
JOSEPH R. BARNHARDT, COUNCILMAN  
EDWARD A. BERENT, COUNCILMAN  
PETER J. BOLENDER, COUNCILMAN

ABSENT: DAVID A. SISTI, COUNCILMAN

ALSO PRESENT: CHRISTINE JANKOWSKI, DEPUTY TOWN CLERK  
DOMINIC J. TERRANOVA, TOWN ATTORNEY  
TIMOTHY J. DWAN, DEPUTY TOWN ATTORNEY  
VICTOR H. OTT, POLICE CHIEF  
JOHN M. COSTELLO, ASSESSOR III  
JOHN PASQUARIELLO, RECREATION DIRECTOR

BID OPENING SCHEDULED FOR 8:00 P.M.:

At 8:00 P.M. the Town Board considered sealed proposals for furnishing to the Town of Lancaster Police Department one (1) new 1973 ambulance.

ON MOTION BY COUNCILMAN BOLENDER, AND SECONDED BY COUNCILMAN BERENT AND CARRIED, by unanimous roll call vote, the time for receiving the aforesaid proposals was closed at 8:03 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

The following proposals were received:

<u>BIDDER</u>	<u>BID</u>
1. Shaw Ambulance Sales, Inc. 2601 Lodi Street Syracuse, New York 13208	\$ 9,989.00
2. Superior Coach & Equipment Co., Inc. 1690 Manitou Road Rochester, New York 14626	\$ 9,997.00
3. Superior Coach & Equipment Co., Inc. 1690 Manitou Road Rochester, New York 14626	\$10,295.00

ON MOTION BY COUNCILMAN BOLENDER, AND SECONDED BY COUNCILMAN BERENT AND CARRIED, by unanimous roll call vote, the aforesaid proposals were ordered turned over to the Chief of Police for examination, tabulation, and recommendation.



OFFICIAL REPORTS:

The Deputy Town Clerk reported that the Town Clerk's Office received a letter dated February 20, 1973 from Councilman David A. Sisti wherein Mr. Sisti resigned his position as Councilman of the Town of Lancaster effective February 20, 1973.

The Deputy Town Clerk was directed to receive and file the resignation of Councilman Sisti.

Councilman Barnhardt requested a suspension of the necessary rule for immediate consideration of the following resolution - SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN BARNHARDT, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER, TO WIT:

WHEREAS, Councilman David A. Sisti has tendered his resignation in writing, dated February 20, 1973, which was received in the Town Clerk's Office on February 20, 1973, and

WHEREAS, by operation of law, pursuant to Section 31 of the Public Officers Law and Section 26 of the Town Law, such resignation takes effect upon delivery to or filing with the Town Clerk,

NOW, THEREFORE, BE IT

RESOLVED, that the resignation of Councilman David A. Sisti be and hereby is accepted, and

BE IT FURTHER

RESOLVED, that the Town Board of the Town of Lancaster extends its best wishes to David A. Sisti in all his future endeavors.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

The resolution was thereupon unanimously adopted.

The Deputy Town Clerk reported that the following departments of the Town of Lancaster have filed with him their Monthly Reports as follows:

<u>DEPARTMENT</u>	<u>MONTH OR MONTHS OF</u>
Town Clerk	January, 1973
Police Department	January, 1973
Building Inspector	January, 1973
Zoning Inspector	January, 1973
Dog Warden	January, 1973

The Deputy Town Clerk reported that the following Boards, Commissions, Bureaus, and Committees of the Town of Lancaster have filed with him minutes or memorandums of their meetings as follows:

Planning Board	January 17, 1973, Meeting #2
Recreation Commission	Meeting - January 17, 1973

#### COMMITTEE REPORTS:

Councilman Barnhardt, for the Sewer Committee, reported that the Sewer District #4 engineers have provided the necessary development plans to the State engineers on February 13, 1973.

Councilman Berent, for the Police and Safety Committee, reported that a Town of Lancaster Ambulance Driver Advisory Board will be formed consisting of a five (5) member board of: two (2) ambulance drivers, one (1) professional person, one (1) member of the Police Department, and one (1) Police Commissioner.

Councilman Barnhardt, for the Planning Committee, reported that the Planning Committee and other Town officials will attend a meeting on Friday, March 2, 1973 at 7:30 P.M. with U.S. Army Corps of Engineers for the purpose of discussing rumors relative to the erection of a flood control dam and reservoir in the Bowmansville area.

PRESENTATION OF RESOLUTIONS BY COUNCILMEN:

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER, TO WIT:

RESOLVED, that the Minutes of the Regular Meeting of the Town Board  
held on January 29, 1973, as presented by the Town Clerk, be and hereby are  
approved.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES  
COUNCILMAN BERENT VOTED YES  
COUNCILMAN BOLENDER VOTED YES  
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~  
SUPERVISOR WEIMER VOTED YES

The resolution was thereupon unanimously adopted.

February 20, 1973

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, the United States Department of the Interior, Bureau of Outdoor Recreation, in furtherance of the application of the Town of Lancaster dated October 11, 1972 to acquire 46.7 acres of the former Army Nike Battery BU-18 situate on Ransom Road, Peppermint Road and Walden Avenue in the Town of Lancaster for recreation use, has informed the Town of Lancaster of its grant of said premises to the Town of Lancaster, without consideration, for recreational purposes, and

WHEREAS, the Town of Lancaster has, by certificate of the Town Attorney, agreed to assume custody and accountability of said site effective at 10:00 o'clock A.M., February 20, 1973, and

WHEREAS, the deed of conveyance to be tendered to the Town of Lancaster requires development of said recreation site in accordance with the Town of Lancaster application dated October 11, 1972, and

WHEREAS, pursuant to said application, it will be necessary to construct two softball diamonds by May 1, 1973, and

WHEREAS, by letter dated January 22, 1973, the Recreation Commission of the Town of Lancaster has requested the transfer of \$4000.00 to the Recreation Fund of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby confirms assumption of custody and accountability of 46.7 acres of the former Army Nike Battery BU-18 situate on Ransom Road, Peppermint Road and Walden Avenue in the Town of Lancaster, effective at 10:00 o'clock A.M., February 20, 1973.
2. That the sum of \$4000.00 be transferred from the General Fund Account No. A.00.1990.40, Contingent, to the General Fund Account No. A.00.7020.49, Recreation - Installation of Ball Diamonds, for the purpose of construction and development of two softball diamonds and other facilities incidental thereto on said site.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

~~COUNCILMAN BOLENDER VOTED YES~~

SUPERVISOR WEIMER VOTED YES

~~duly~~  
The resolution was thereupon unanimously adopted.

February 20, 1973

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

WHEREAS, Thomas H. Kerl, 12 Cambria Street, Lancaster, New York, has petitioned the Town Board of the Town of Lancaster for the rezone of certain property situate on the east side of Cemetery Road in the Town of Lancaster from an SA, Suburban Agricultural District, to an M1, Light Industrial District, and

WHEREAS, this petition has been referred to the Planning Board of the Town of Lancaster for its recommendation and report, and

WHEREAS, the Planning Board and the Planning Consultant have recommended the extension of the area to be rezoned to meet the existing M1, Light Industrial District, on Erie Street and on Cemetery Road in the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of the State of New York, a public hearing on the proposed rezone will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 5th day of March, 1973, at 8:15 o'clock P.M., Eastern Standard Time, and that Notice of the time and place of such hearing be published in the Lancaster Enterprise and the Lancaster-Depew Journal, newspapers of general circulation in said Town and be posted on the Town Bulletin Board and that copy of such Notice of Hearing be referred to the Erie County Department of Planning pursuant to Section 239 (m) of the General Municipal Law, which Notice shall be in the following form:

LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster adopted on the 20th day of February, 1973, the said Town Board will hold a Public Hearing on the 5th day of March, 1973, at 8:15 o'clock P.M., Eastern Standard Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following described real property from an SA, Suburban Agricultural District, to an M1, Light Industrial District:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot No. 2, Section 7, Township 11, Range 6 of the Holland Land Company's Survey, and being described as follows:

BEGINNING at the point of intersection of the easterly line of Lot No. 2 and the south line of lands now owned by Henrietta Haap, which point of beginning is in the centerline of Cemetery Road; running thence westerly along the south line of lands of Henrietta Haap 400 feet more or less to the existing M1, Light Industrial District, zoning boundary; running thence south 324.45 feet more or less to the north line of lands of Walter Ferry; running thence west along said north line of lands of said Walter Ferry a distance to the northwest corner of said lands of Walter Ferry; running thence south along the west line of lands of Walter Ferry 247.50 feet more or less to a point; running thence westerly along the existing M1, Light Industrial District, zone a distance to the west line of Lot No. 2; running thence south along said Lot No. 2 a distance to the north line of Erie Street; running thence easterly along the north line of Erie Street a distance to the east line of Lot No. 2 which is also the centerline of Cemetery Road; running thence north a distance to the place of beginning,

EXCLUDING THEREFROM the following described premises of Walter Ferry which have been heretofore rezoned to an M1, Light Industrial District:

BEGINNING at a point in the easterly line of Lot No. 2, which point is 1704.78 feet south of the northeast corner of said lot; running thence westerly and parallel with the north line of said Lot No. 2, 723.0 feet; running thence southerly and parallel with the east line of Lot No. 2, 723.0 feet to a point; running thence easterly and parallel with the said north line of said Lot No. 2, 523.0 feet to a point; running thence northerly and parallel with the said east line of said Lot No. 2, 150.0 feet to a point; running thence easterly and parallel with the north line of said Lot No. 2, 233.0 feet to a point in the said east line of said Lot No. 2; running thence northerly and along the said east line of Lot No. 2, 573.0 feet to the point of place of beginning.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE  
TOWN OF LANCASTER

By: ROBERT P. THILL  
Town Clerk

Dated: February 20, 1973

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~

SUPERVISOR WEIMER VOTED YES

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The resolution was thereupon unanimously adopted.



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, the swimming pool at Stanley J. Keysa Memorial Town Park in the Town of Lancaster, which has been in operation for the past fifteen years, has for some time been in need of certain equipment replacement and remedial work, and

WHEREAS, after inspections and conferences with the Recreation Commission and Recreation Director of the Town of Lancaster, the Town Engineers have, by letter of January 31, 1973, recommended the equipment replacement and remedial work necessary at this time to place the pool in a safe operable condition, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest that said work and equipment replacement be completed prior to the start of the 1973 summer recreation program, and

WHEREAS, the Town Engineers have prepared plans and specifications to cover the work deemed necessary, which plans and specifications have been directed to be prepared, have been reviewed by the Town Board and have been placed on file with the Town Clerk of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Notice to Contractors be published in the Lancaster Enterprise and the Lancaster-Depew Journal and be posted according to law that the Town Board will receive bids up to 8:30 o'clock P.M., Eastern Standard Time, on March 5, 1973, for furnishing all materials, labor and equipment for Remedial Work (Replacement of Filters and Pump) for the Lancaster Town Pool in accordance with specifications on file in the Office of the Town Clerk, which Notice shall be in the following form:

NOTICE TO CONTRACTORS  
TOWN OF LANCASTER

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of the Town of Lancaster, Erie County, New York, adopted on the 20th day of February, 1973, sealed proposals will be received and considered by the said Town Board up to 8:30 P.M., Eastern Standard Time, on the 5th day of March, 1973, at the Town Hall, 21 Central Avenue, Lancaster, New York, for furnishing all materials, labor and equipment for Remedial Work (Replacement of Filters and Pump) for the Lancaster Town Pool, in accordance with all proposed contracts, contract documents and specifications prepared by Krehbiel-Guay-Rugg-Hall for the Town of Lancaster, a copy of which is on file with the Town Clerk at his office in the Town Hall, Town of Lancaster, New York, where the same may be examined during their usual business hours.

Copies of the proposed contract documents may also be examined at the offices of Krehbiel-Guay-Rugg-Hall, 1868 Niagara Falls Boulevard, Tonawanda, New York. One copy of the proposed documents may be obtained upon payment of \$20.00. Any bidder, upon returning such copy in good condition within 30 days following the taking of bids will be refunded said sum of \$20.00 and any non-bidder upon returning such copy will be refunded the sum of \$10.00.

The Town of Lancaster reserves the right to reject any and all bids or to waive any informalities or to make an award to other than the low bidder.

Each proposal must be accompanied by a certified check, payable to the Town of Lancaster, or bid bond, having as surety thereon a surety company acceptable to the Town Attorney, in an amount not less than ten percentum (10%) of the amount of the base bid, conditioned that, if his proposal is accepted he will enter into a contract for the same and that he will execute any such further security as may be required for the faithful performance of the contract.

No bidder may withdraw his bid within sixty (60) days after the opening of bids. Bidder must agree to sign the waiver of immunity and must sign a statement of non-collusion in accordance with Chapters 605 and 751 of the Laws of the State of New York.

TOWN BOARD OF THE  
TOWN OF LANCASTER

By: ROBERT P. THILL  
Town Clerk

Dated: February 20, 1973

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES  
COUNCILMAN BERENT VOTED YES  
COUNCILMAN BOLENDER VOTED YES  
~~XXXXXXXXXXXXXXXXXXXX~~  
SUPERVISOR WEIMER VOTED YES

~~xxx~~

The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

RESOLVED, that pursuant to the provisions of Section 284 of the Highway Law of the State of New York, it is agreed by and between the Town Superintendent of Highways of the Town of Lancaster and the Town Board of the Town of Lancaster, that monies levied and collected in the Town of Lancaster for the repair and improvement of highways and received from the State for State Aid for the repair of highways, will be expended in accordance with the agreement executed by the members of the Town Board of the Town of Lancaster and the Town Superintendent of Highways of the Town of Lancaster dated February 20, 1973.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

~~COUNCILMAN BOLENDER VOTED YES~~

SUPERVISOR WEIMER VOTED YES

xxx

The resolution was thereupon unanimously adopted.

February 20, 1973

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster, at a regular meeting June 26, 1962, offered to purchase the northeast corner of Bowen Road and William Street in the Town of Lancaster, upon which was situate a red brick one-room schoolhouse owned by Common School District No. 6 of the Town of Lancaster, and

WHEREAS, it was the Town Board's intention to acquire said property for general Town purposes and specifically to preserve the red brick schoolhouse and to rehabilitate same for use in the then immediate future as a polling place and storage place for Town records and voting machines and for eventual use as a place for storage and exhibition of historical documents, and

WHEREAS, thereafter and by unrestricted deed dated March 11, 1963, for the total consideration of \$5000.00, the Town Board of the Town of Lancaster acquired said property and schoolhouse pursuant to a duly advertised meeting of the qualified voters of Common School District No. 6 of the Town of Lancaster, and

WHEREAS, said schoolhouse has been rehabilitated and reconstructed to preserve, insofar as possible, its original structural detail, and

WHEREAS, said red brick schoolhouse represents and depicts school buildings in general use in New York State over one hundred years ago, and

WHEREAS, the preservation of our early history and heritage is deemed by the Town Board of the Town of Lancaster as an important governmental function and in the public interest of the residents of the Town of Lancaster, and

WHEREAS, interested persons in the Town of Lancaster, in concert with the Town Historian, have evidenced a keen interest in assisting the Town of Lancaster in the restoration and preservation of the red brick schoolhouse at Bowen Road and William Street, and

WHEREAS, State and/or Federal funds may be available for the preservation and restoration of this site as a museum and historical landmark,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Town Historian to take proper action to register the red brick schoolhouse at Bowen Road and William Street in the Town of Lancaster as a historical site with the New York Historical Trust and to take such further action as may be necessary, with the consent of the Town Board, to determine what aid is available from the State of New York and from the National Trust for Historical Preservation at Washington, D.C.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

~~XXXXXXXXXXXXXXXXXXXX~~

SUPERVISOR WEIMER VOTED YES

<sup>clxxkx</sup>  
The resolution was thereupon unanimously adopted.

February 20, 1973

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN BERENT, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT, TO WIT:

WHEREAS, the Town Line Volunteer Fire Department, Inc. by letters dated January 24, 1973 and February 4, 1973 has requested the deletions and additions to the active roster of the Town Line Volunteer Fire Department, Inc.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby deletes and add the following individuals from the active roster of the Town Line Volunteer Fire Department, Inc.

DELETIONS

ADDITIONS

W. Carman  
Court Street  
Lancaster, New York 14086

R. Fiegl  
11124 Jane Drive  
Alden, New York 14004

C. Lewczak  
176 Ransom Road  
Lancaster, New York 14086

D. Schuler  
11750 Parkwood Drive  
Marilla, New York

R. Wojciehowski  
897 E. Alaura Drive  
Alden, New York 14004

R. Gucinski  
1387 Town Line Road  
Alden, New York 14004

W. Folger  
6187 Broadway  
Lancaster, New York 14086

W. Ibowicz  
3736 Bowen Road  
Lancaster, New York 14086

Donald R. Frost  
1020 Bonnie Lake  
Lancaster, New York 14086

Lynn E. Gedraitis  
11161 Broadway  
Alden, New York 14004

Nicholas R. Hanes  
11569 Bonnie Lake  
Alden, New York 14004

Gary L. Hansen  
10 Two Rod Road  
Alden, New York 14004

Anthony S. Kaminski  
1355 Two Rod Road  
Alden, New York 14004

Edmund L. Onetto, Jr.  
423 Erie  
Lancaster, New York 14086

Lynn E. Powell  
413 Erie  
Lancaster, New York 14086

Richard W. Worl  
11207 Westwood  
Alden, New York 14004

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES  
COUNCILMAN BERENT VOTED YES  
COUNCILMAN BOLENDER VOTED YES  
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~  
SUPERVISOR WEIMER VOTED YES

~~duly~~  
The resolution was thereupon unanimously adopted.

February 20, 1973

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, the Superintendent of Highways of the Town of Lancaster will require certain materials and supplies for the operation of his Department during the year 1973 which may reasonably be expected to exceed the sum of \$1,000.00, and

WHEREAS, It is in the public interest that sealed bids for the purchase of such supplies and materials be invited,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk advertise for bids to be received by the Town Board of the Town of Lancaster, 21 Central Avenue, Lancaster, New York, until 8:45 o'clock P.M., Eastern Standard Time, on the 5th day of March, 1973, for the purchase of road oil, crushed stone, gravel, sand, cinders, blacktop and slurry seal and that advertisement for bids be published in the Lancaster Enterprise and the Lancaster-Depew Journal on February 22, 1973, and posted on the Town Bulletin Board, which Notice shall be in the following form:

LEGAL NOTICE  
NOTICE TO BIDDERS  
TOWN OF LANCASTER  
HIGHWAY DEPARTMENT  
LANCASTER, NEW YORK

Sealed bids will be received and publicly opened by the Town Board of the Town of Lancaster at 8:45 o'clock P.M., Eastern Standard Time, March 5, 1973, at the Town Hall, 21 Central Avenue, Lancaster, New York, for the following materials: road oil, crushed stone, gravel, sand, cinders, blacktop and slurry seal.

Specifications for each of the above named materials are on file with and may be obtained from either the Highway Superintendent of the Town of Lancaster, 3789 Walden Avenue, Lancaster, New York, or the Town Clerk of the Town of Lancaster, 21 Central Avenue, Lancaster, New York.

The contract for the purchase of the above items will be awarded to the lowest responsible bidder. In cases where two or more responsible bidders submit identical bids as to price, the Town Board may award the contract to either of such bidders. The Town Board may reject all bids and readvertise for new bids at its discretion.

TOWN BOARD OF THE  
TOWN OF LANCASTER

By: ROBERT P. THILL  
Town Clerk

February 20, 1973

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES  
COUNCILMAN BERENT VOTED YES  
COUNCILMAN BOLENDER VOTED YES  
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~  
SUPERVISOR WEIMER VOTED YES

~~and~~  
The resolution was thereupon unanimously adopted;



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

WHEREAS, Elmer C. Fox has resigned his position as a member of the  
Town of Lancaster Environmental Conservation Commission, by letter of February  
2, 1973, due to increased personal demands upon his time, and

WHEREAS, the said Elmer C. Fox has devoted a great amount of personal  
time and effort on behalf of the Town of Lancaster Environmental Conservation  
Commission,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby accepts the resignation of  
Elmer C. Fox with regret and extends its sincere thanks to Mr. Fox for his  
efforts on behalf of the Environmental Conservation Commission.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

~~COUNCILMAN XXXXXXXX VOTED XXXXX~~

SUPERVISOR WEIMER VOTED YES

~~xxx~~

The resolution was thereupon unanimously adopted.

February 20, 1973

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN BOLENDER, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered  
paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Funds	No. 5252 to 5303 Incl.	\$ 1,005,635.16
Special District Funds	No. 1193 to 1206 Incl.	\$ 268,701.89
Part Town Funds	No. 1438 to 1447 Incl.	\$ 32,508.59
Highway Funds	No. 2962 to 2974 Incl.	\$ 259,650.12
Trust & Agency Funds	No. 454 to 455 Incl.	\$ 12.50
Ambulance Capital Reserve,	No. 10 to 10 Incl.	\$ 4,800.00

The question of the adoption of the foregoing resolution was duly put  
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES  
COUNCILMAN BERENT VOTED YES  
COUNCILMAN BOLENDER VOTED YES  
~~COUNCILMAN XXXXXXXX VOTED XXXXXX~~  
SUPERVISOR WEIMER VOTED YES

~~and~~  
The resolution was thereupon unanimously adopted.

February 20, 1973

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN BOLENDER, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

RESOLVED, that the following Building Permit Applications be and are  
hereby approved and the issuance of Building Permits be and are hereby  
authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
9	Gerald Fracasso	148 Wendell Street	DEM. FR. SING. DWLG.
10	Donald Darrow	6525 Broadway	REBUILD STL. SIGN

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES  
COUNCILMAN BERENT VOTED YES  
COUNCILMAN BOLENDER VOTED YES  
~~COUNCILMAN BARNHARDT VOTED YES~~  
SUPERVISOR WEIMER VOTED YES

~~xxx~~  
The resolution was thereupon unanimously adopted.

February 20, 1973

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN BOLENDER, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMAN BARNHARDT  
TO WIT:

BE IT RESOLVED, that the following transfers within the Highway Fund of the Town of Lancaster be effected:

	To		From	
	Account	Amount	Account	Amount
Fund Balance - Item 5	DE.00.0909.00	\$8,685.00		
Fund Balance-Item 1			DR.00.0909.00	\$8,685.00
Project No. 1371-SF	DE.00.5150.41	5,220.00		
Project No. 27431-SF	DE.00.5150.42	405.00		
Project No. 27430-SF	DE.00.5150.43	540.00		
Project No. 27437-SF	DE.00.5150.44	2,520.00		
Fund Balance-Item 5			DE.00.0909.00	8,685.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED	<u>YES</u>
COUNCILMAN BERENT VOTED	<u>YES</u>
COUNCILMAN BOLENDER VOTED	<u>YES</u>
<del>XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX</del>	
SUPERVISOR WEIMER VOTED	<u>YES</u>

The resolution was declared unanimously adopted.

DATED: February 20, 1973

STATUS REPORTS ON UNFINISHED BUSINESS:1) Traffic Light - Wehrle Drive and Harris Hill Road

On January 11, 1973 the Deputy Commissioner of Highways of the County of Erie issued a permit authorizing the installation of a traffic signal at this location.

2) Traffic Study - Walden Avenue

The State Traffic Commission by letter dated July 24, 1972 indicated that this study would be added to their case load as soon as reconstruction along Walden Avenue is completed.

On December 18, 1972 the Chief of Police reported that the State Traffic Commission was gathering data and is in the process of reviewing the data relative to this traffic study.

3) Traffic Signal - Pleasant View Drive and Harris Hill Road

On December 29, 1972 the Deputy Commissioner of Highways of the County of Erie issued a permit authorizing the installation of a traffic signal at this location.

At the Town Board meeting of January 29, 1973 Councilman Berent reported that Reynders Electric Company and the County of Erie are preparing specifications for the installation of this signal.

At the Town Board meeting of February 20, 1973 Councilman Berent reported that some of the materials for this installation have been ordered.

4) Rezone Petition - Ralph Figlow - Aurora Street

This matter, after Public Hearing, has been referred back to the Planning Board for review and report to the Town Board.

5) Cayuga Creek Flood Program

The Army Corps of Engineers indicated that their workload is such that they will not be able to commence studies on this project until January, 1973.

6) Acquisition of Nike Battery - Pavement Road

A purchase offer and deposit have been made and tendered to the United States Government for the purchase of this property and the Town Board is awaiting acceptance of its offer.

7) Acquisition of Nike Battery - Walden Avenue and Peppermint and Ransom Roads

The Supervisor reported to the Town Board that the Town of Lancaster has acquired title to the property and is in the process of developing it as a recreation area.

The Deputy Town Clerk was directed to remove this item from the future agendas of the Town Board.

8) Tax Abatement - Police Services - County Sheriff's Department

On December 13, 1972 Legislator Wnek indicated to the Town Board that this matter is before the Police and Safety Committee which he is Chairman of, and he will keep the Town Board advised on the progress of this matter.

9) Rezone Petition - Thomas H. Kerl - Cemetery Road

At the Town Board meeting of Tuesday, February 20, 1973 the Town Board set a Public Hearing for this petition for Monday, March 5, 1973.

10) Remedial Work - Town Pool

At the Town Board meeting of February 20, 1973 the Town Board called for a Bid Opening on this remedial work for Monday, March 5, 1973.

The Deputy Town Clerk was directed to add the following item to the future agendas of the Town Board: "Legislation - Payment to Recreation Commission Members".

PERSONS DESIRING TO ADDRESS THE TOWN BOARD:

Mrs. Edith Fuldauer, 12 Clark Street, Lancaster, New York, asked the Town Board who owned the Clark Street Library, and what is going to be done with it when the new library is built.

The Supervisor informed Mrs. Fuldauer that the Town of Lancaster owns the library property and that the County of Erie operates the library proper.

COMMUNICATIONS:

Page 102  
DISPOSITION

76. Town Clerk to Town Board - Notification - Directives complied with from meeting of 1/29/73.	R & F
77. Assemblyman Volker to Town Board - Notification - Bill authorizing count to pay for removal and/or relocation of utilities of county roads passed by Assembly and is now awaiting Senate decision.	R & F
78. Town Clerk to State Dept. of Audit & Control - Transmittal - The "Annual Report of Notices of Tort Claims for the Fiscal Year Ending December 31, 1972.	R & F
79. Congressman Kemp to Town Clerk - Acknowledgement - Receipt of letter and resolution urging an extension of Emergency Employment Act of 1971.	R & F
80. Assemblyman Volker to Town Board - Acknowledgement of resolution concerning Veteran's Bonus for veterans of Korean and Viet Nam Conflicts and pledge of active part in obtaining approval of Erie County Sewer District No. 4.	R & F
81. Kurk Fuel Oil Co. to Town Clerk - Notification - Increase in price of fuel oil.	R & F
82. Town Attorney to Kurk Fuel Oil Company - Notification - Payment of fuel oil by Town at agreed price must be honored.	R & F
83. Lancaster Village Clerk to Town Clerk - Transmittal - Copy of resolution calling for cost of utility relocation on county highways to be absorbed by County of Erie.	R & F
84. Krehbiel Engineers to Town Board - Re: Estimate - Remedial Work on Pool at Vandenburg Park.	R & F
85. Town Historian to Town Board - Annual Report of Town Historian for year 1972.	R & F
86. N.Y.S. Dept. of Environmental Conservation to Town Clerk - Transmittal - Notice of Application - Removal of silt from Como Lake (Cayuga Creek) at Como Lake Park.	Town Clerk Conservation Commission Secretary
87. Town of Aurora to Town Clerk - Transmittal - Copy of resolution calling for cost of utility relocation on county highways to be absorbed by County of Erie.	R & F
88. Erie & Niagara Counties Regional Planning Board to Supervisor - Meeting of February 1, 1973 concerning Regional Trafficways Classification System.	Planning Board Secretary
89. George Koch to Town Board - Thank you for prompt and courteous service of Ambulance Attendants.	Police Department Ambulance Corps

COMMUNICATIONS:

- |  |                         |
|--|-------------------------|
| 90. N.Y.S. Office for Local Government to Town Board -<br>Transmittal - Pamphlet entitled, "Buying Government Surplus Personal Property".  | R & F                   |
| 91. Governor Rockefeller to Supervisor -<br>Acknowledgement - Receipt of information on new Federal Revenue Sharing funds to be used by the Town of Lancaster.   | R & F                   |
| 92. Village of Lancaster to Supervisor -<br>Request Senator McGowan, Assemblyman Volker to impress importance of Erie County Sewer District No. 4 to N.Y.S. Commission of Environmental Conservation.                    | R & F                   |
| 93. Legislator Fremming to Town Board -<br>Notification - Erie County Sewer District No. 4 granted funding.  | R & F                   |
| 94. Depew-Lancaster Boys' Club Junior Citizens Club to Supervisor -<br>Transmittal - First Quarterly Report for fiscal year of Operating Budget and Attendance and membership for Junior Citizens Club.                  | R & F                   |
| 95. Secretary, Town Planning Board to Town Board -<br>Re: Petition to rezone SA to M1 parcel west side of Cemetery Road across from Erie County Highway Garage initiated by Thomas H. Kerl.                              | R & F                   |
| 96. Erie & Niagara Counties Regional Planning Board to Supervisor -<br>Subject - Notification of Information Conference, Thursday, February 15, 1973, Project RPB-DOT-APP-1 NFTA Airport Environmental Impact Statement. | R & F                   |
| 97. Highway Foreman to Town Board -<br>Request - Bids for Highway Materials for year 1973.   | R & F                   |
| 98. Heary Bros. Lightning Protection Co., Inc. to Town Board -<br>Request - Consideration of lightning protection system for new library.  | Library Board President |
| 99. League of Women Voters to Town Clerk -<br>Request for public hearing in February to promote election reforms.  | R & F                   |
| 100. Senator McGowan to Town Clerk -<br>Acknowledge receipt of resolution to provide payments to members of Recreation Commissions.  | R & F                   |
| 101. U. S. Dept. of Labor to Town Clerk -<br>Acknowledgement - Receipt of letter in support of Public Employment Program.  | R & F                   |
| 102. Senator McGowan to Town Clerk -<br>Acknowledge receipt of resolution pertaining to removal and relocation of water and sewer lines.   | R & F                   |



COMMUNICATIONS:

DISPOSITION

103. Secretary, Town Line Volunteer Fire Department, Inc. to Town Clerk - Transmittal - List of deletions and additions to active roster of members of Town Line Volunteer Fire Department, Inc.	R & F
104. Village of Springville to Town Clerk - Notification - Resolution adopted encouraging enactment of legislation authorizing County of Erie to pay for cost of removal and/or relocation of utilities.	R & F
105. Town Clerk to Secretary, Town Planning Board - Transmittal - Rezone petition of McKinney Drilling Company.	R & F
106. Assemblyman Tills to Town Clerk - Transmittal - Information on Seminar on State-Local Government Relations in Albany on March 11, 12, and 13, 1973.	R & F
107. County Dept. of Public Works to Supervisor - Re: Request for meeting to review preliminary plan for realignment of Wehrle Drive.	Krehbiel Engineers
108. Erie & Niagara Counties Regional Planning Board to Supervisor - Re: Updating Regional Plans to meet HUD Areawide Planning Recertification Requirements.	Planning Committee
109. Elmer Fox to Councilman Barnhardt - Notification - Resignation from Environmental Conservation Commission.	R & F
110. Supervisor to Town Board - Notification - Investment of Funds - Marine Midland Bank-Western - Total dollar earning of \$32,563.87 and M & T Trust Company - Total dollar earning of \$24,740.00.	R & F
111. Town Attorney to Town Board - Notification - Formal possession of Army Nike Battery BU-18 - Ransom Road, Peppermint Road and Walden Avenue - February 20, 1973.	R & F

ADJOURNMENT:

ON MOTION OF COUNCILMAN BOLENDER, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting wad adjourned at 8:55 P.M. out of respect to:

LEE BLACKMAN  
AL KAMROWSKI  
BILL SCHUBLE

Signed

*Christine Jankowski*

Christine Jankowski, Deputy Town Clerk